[Sri M. Narayana Kurup] [7th December 1954

Amending Bills, we are supplied with copies of the original section and the amendment proposed to it. Now, the Hon. Minister is able to say everything because he has got with him the original rule as well as the rule as proposed to be amended. Therefore, if it is to serve any purpose, along with a copy of the amendment a copy of the original rule proposed to be amended may also be supplied to us. Otherwise, within a short time it is not possible for us to hunt after and find out a notification that was issued probably years ago. Therefore, I request that at least in the future such a procedure may be followed."

SRI S. DEIVASIGAMANY :—" Sir, in support of what the hon. Member Sri Narayana Kurup has said, I would like to state my own experience in the matter. Whenever an Amending Bill or an amendment to a rule is published, we find ourselves in a quandary. We do not know what the original section is. We also do not know for what purpose the amendment is proposed. Therefore, the Government would do well to circulate to us in future a copy of the original section or rule along with a copy of the amendment proposed."

SRI K. VINAYAKAM :—" Mr. Speaker, Sir, on a former occasion when a difficulty of this nature arose, I had the opportunity of consulting the Speaker why a copy of the original section or Act was not supplied to the Members for their information. But the Speaker was pleased to say that there were copies available in the Legislature Library. May I point out to the Chair that not more than two copies are available in the Legislature Library while there are about 230 Members in the Legislative Assembly? It is almost humanly impossible for all the Members to refer to those two copies only and get the necessary information before the debate takes place on the floor of the House."

MR. SPEAKER :—" I wish to know whether the Hon. Minister wants to say anything on this matter."

THE HON. SRI M. A. MANICKAVELU NAICKER :—" I shall try to provide as much facility as possible to the hon. Members to understand the situation much better than they are able to do at present."

The motion was then put and carried.

(2) AMENDMENT TO RULE 11 OF THE RULES ISSUED UNDER THE COTTON TRANSPORT ACT, 1923.

* THE HON. SRI M. BHAKTAVATSALAM :—" Mr. Speaker, I move—

'*That this Assembly recommends to the State Government that the following notification submitted to it for approval under section 8 of the Cotton Transport Act, 1923 (Central Act III of 1923), be issued in the form submitted :*

7th December 1954] [Sri M. Bhaktavatsalam]

NOTIFICATION.

In exercise of the powers conferred by section 7 of the Cotton Transport Act, 1923 (Central Act III of 1923), the Governor of Madras hereby makes the following amendment to the rules published with the Food and Agriculture Department Notification published at pages 575–583 of the Rules Supplement to Part I of the Fort St. George Gazette, *dated the 26th December* 1950 :—

Amendment.

In rule 11 of the said rules for the word " Magistrate " the word " Court " shall be substituted.'

" Sir, the Government issued notifications under sections 3 and 7 of the Cotton Transport Act prohibiting, among other things, the import of cotton from certain prohibited areas into what were called the Cambodia and Tirunelveli areas. Under section 7 of the Cotton Transport Act, a contravention of any of the rules made under the Act is punishable with fine which may extend to Rs. 500. But it has been found that cotton of very inferior quality is smuggled into protected areas mainly for the purpose of mixing it with superior indigenous cotton. The rules were thus deliberately contravened and it was found that the main reason for such contravention was that the penalty of Rs. 500 was too low having regard to the value of the cotton involved and the huge profits which could be made. Therefore, the rules have already been amended so as to fix the maximum fine that can be imposed at Rs. 10,000.

" As per rule 11 of the rules issued under this section, any contravention of the rules or the conditions of any licence granted under these rules is punishable, under this Act, by a Magistrate. But First-class, Second-class and Third-class Magistrates have no power to levy fines up to Rs. 10,000. Therefore, it is proposed that such cases may be taken up by the Sessions Court. This is the object of the amendment that has been moved."

MR SPEAKER :—" The question is—

' That this Assembly recommends to the State Government that the following notification submitted to it for approval under section 8 of the Cotton Transport Act, 1923 (Central Act III of 1923) be issued in the form submitted :—

NOTIFICATION.

In exercise of the powers conferred by section 7 of the Cotton Transport Act, 1923 (Central Act III of 1923), the Governor of Madras hereby makes the following amendment to the rules published with the Food and Agriculture Department Notification published at pages 575–583 of the Rules Supplement to Part I of the *Fort St. George Gazette*, dated the 26th December 1950 :

[Mr. Speaker] [7th December 1954

AMENDMENT.

In rule 11 of the said rules for the word " Magistrate " the word " Court " shall be substituted.' "

The motion was put and carried.

(3) AMENDMENT TO THE SCHEDULE TO THE MADRAS MOTOR VEHICLES (TAXATION OF PASSENGERS AND GOODS) ACT, 1952 (MADRAS ACT XVI OF 1952).

THE HON. SRI B. PARAMESWARAN :—" Sir, I move—

' *That the following draft of a rule proposed to be made by the Government of Madras under section* 4 (2) *of the Madras Motor Vehicles (Taxation of Passengers and Goods) Act,* 1952 (*Madras Act XVI of* 1952), *amending the schedule to the said Act, be approved :—*

DRAFT RULE.

In the said Schedule, for sub-rule (3) *of rule* 1, *the following sub-rule shall be substituted, namely :—*

" (3) *The amount of the composition fee calculated with reference to clause (a) or clause (b) of sub-rule* (1) *for the quarters ending with the* 31*st December* 1953, *the* 31*st March* 1954, *the* 30*th June* 1954, *the* 30*th September* 1954 *and the* 31*st December* 1954 *in respect of public carrier vehicles and for the quarters ending with the* 31*st December* 1953, *the* 31*st March* 1954 *and the* 30*th June* 1954 *in respect of stage carriages, which until the* 30*th September* 1953, *were plying on routes which have become inter-State routes as a result of the formation of the Andhra State with effect from the* 1*st October* 1953, *shall be payable at the same rates at which and at the same places where it was being paid for the quarter ending with the* 30*th September* 1953." ' "

MR. SPEAKER :—" Motion moved—

' That the following draft of a rule proposed to be made by the Government of Madras under section 4 (2) of the Madras Motor Vehicles (Taxation of Passengers and Goods) Act, 1952 (Madras Act XVI of 1952), amending the Schedule to the said Act, be approved :—

DRAFT RULE.

In the said Schedule, for sub-rule (3) of rule 1, the following sub-rule shall be substituted, namely :—

" (3) The amount of the composition fee calculated with reference to clause (*a*) or clause (*b*) of sub-rule (1) for the quarters ending with the 31st December 1953, the 31st March 1954, the 30th June 1954, the 30th September 1954 and the 31st December 1954 in respect of public carrier vehicles and for the quarters ending with the 31st December 1953, the 31st March 1954 and the